

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

BABYAGE.COM, INC.,

Plaintiff-Counterclaim Defendant

v.

LEACHCO, INC.,

Defendant-Counterclaim Plaintiff/  
Third Party Plaintiff

and

JAMIE S. LEACH,

Counterclaim Plaintiff/  
Third Party Plaintiff

v.

JOHN M. KIEFER, JR.,

Third Party Defendant

CIVIL ACTION NO. 3:07-CV-01600-ARC

Judge A. Richard Caputo

Filed Electronically

ORDER

AND NOW, this 25<sup>th</sup> day of June, 2008, upon consideration of the Motion to Withdraw Affirmative Defense of BabyAge.com, Inc. and John M. Kiefer, Jr. Without Prejudice, filed in the above-captioned matter, and given that Leachco, Inc.'s counsel, Gary Peterson, Esquire; has concurred in said Motion, it is hereby,

ORDERED AND DECREED that the Motion to Withdraw Affirmative Defense of BabyAge.com, Inc. and John M. Kiefer, Jr. Without Prejudice, is granted. Accordingly, the withdrawal of Paragraph 36 of BabyAge.com, Inc.'s and John M. Kiefer, Jr.'s Second Amended Answer to Counterclaims without prejudice, is hereby approved.

BY THE COURT:



A. Richard Caputo  
United States District Judge